

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
TYLER DIVISION**

BLUE SPIKE, LLC

v.

TEXAS INSTRUMENTS, INC.

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CIVIL ACTION NO. 6:12-cv-499

ORDER DENYING AS MOOT

The following motions to dismiss are DENIED as moot in view of Blue Spike's

Amended pleadings and supplemental motions filed by Defendants:

- 1) AOptix Technologies, Inc.'s Motion to Dismiss (Doc. No. 518) and Plaintiff's Motion for Extension of Time to Respond (Doc. No. 541);
- 2) Entropic Communication Inc.'s Motion to Dismiss for Indirect and Willful Patent Infringement (Doc. No. 533) and Plaintiff's Motion for Extension of Time to File Sur-Reply (Doc. No. 746);
- 3) ImageWare Systems, Inc.'s Motion to Dismiss (Doc. No. 539);
- 4) Accu-Time Systems, Inc.'s Motion to Dismiss (Doc. No. 576), Plaintiff's Motion for Extension of Time to File Sur-Reply (Doc. No. 744), and Accu-Time's Motion to Strike Plaintiff's Surreply (Doc. No. 768);
- 5) Amano Cincinnati Inc.'s Motion to Dismiss (Doc. No. 577), Plaintiff's Motion for Extension of Time to File Sur-Reply (Doc. No. 745), and Amano's Motion to Strike Plaintiff's Surreply (Doc. No. 769); and
- 6) Axxonsoft US, Inc. and Axxonsoft Ltd.'s Motion to Dismiss (Doc. No. 645) and Plaintiff's Motion for Extension of Time to File Sur-Reply (Doc. No. 775).

Furthermore, the following motions are DENIED as moot in view of resolution of issues between the parties:

- 1) Plaintiff's Motion for Discovery from Defendant TV Interactive Systems, Inc. (Doc. No. 511);
- 2) Animetrics, Inc.'s Motion to Dismiss Complaint for Lack of Personal Jurisdiction and Improper Venue (Doc. No. 534) and Plaintiff's Motion for Discovery (Doc. No. 787);
- 3) Tygart Technology, Inc.'s Motion to Dismiss or Alternatively Transfer Venue (Doc. No. 594);
- 4) Ingersoll-Rand Company's Motion to Dismiss (Doc. No. 601);
- 5) Biometrika, s.r.l.'s Motion to Dismiss (Doc. No. 629);
- 6) TV Interactive Systems, Inc.'s Motion to Dismiss (Doc. No. 641);
- 7) Smart Media Innovations, LLS and Smart Media Innovations Ltd.'s Motion to Dismiss (Doc. No. 664);
- 8) Agnitio Corp.'s Motion to Dismiss (Doc. No. 679) and Plaintiff's motions for extension of time to respond (Doc. No. 774, 805);
- 9) Plaintiff's Motion to Authorize Jurisdictional Discovery from Defendant Tygart Technology, Inc. (Doc. No. 811);
- 10) Plaintiff's Motion to Authorize Jurisdictional Discovery on Defendant Agnitio Corp. (Doc. No. 936); and
- 11) Agnitio Corp.'s Motion for Leave to File Under Seal (Doc. No. 961).

Finally, the following motions are GRANTED in view of their unopposed nature:

Doc Nos. 747, 776, 782, 789, 796, 799, 804, 806, 810, 897, 900, 947, and 948.

It is SO ORDERED.

SIGNED this 24th day of February, 2014.

A handwritten signature in black ink, reading "Michael H. Schneider". The signature is written in a cursive, flowing style. Below the signature is a horizontal line.

MICHAEL H. SCHNEIDER
UNITED STATES DISTRICT JUDGE